



2682 <sup>TFW</sup>

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of  
**Tricarico**

Serial No.: **09/767,322**

Filed: **22 January 2001**

For: **Method and Apparatus for Theft Recovery  
of Mobile Electronic Devices**

Docket No: **4740-082**

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) **PATENT PENDING**  
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) **Examiner: Eugene Yun**  
)  
) **Group Art Unit: 2682**  
)  
) **Confirmation No.: 9368**  
)  
)

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]**

I hereby certify that this correspondence is being:

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7 December 2005

Date

*Kathleen Koppen*  
Kathleen Koppen

**RESPONSE TO OFFICE ACTION**

This paper is being filed in response to the Office Action mailed 7 September 2005 having a reply due date of 7 December 2005. Reconsideration and reexamination are respectfully requested in light of the remarks below. While no fees should be required for entry of this response, if any fees or charges are required, the Commissioner is hereby authorized to charge them to Deposit Account 18-1167.

In this response, Applicant amends independent claims 1, 11, and 19. In addition, Applicant adds new claims 20 – 22, where each new claim further limits the corresponding independent claim to “continuously” transmitting the tone when the positioner is not able to determine the geographic position of the mobile device. No new matter is added. Because original claims 3 and 15 – 18 were cancelled from the originally filed application, no additional fees are required for new claims 20 – 22.